THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF ILLINOIS

In re JOINT EASTERN AND SOUTHERN DISTRICTS ASBESTOS LITIGATION In re JOHNS-MANVILLE CORPORATION *et al.* *Debtors.* BERNADINE K. FINDLEY, as Executrix of the Estate of HILLIARD FINDLEY, *et al.* *Plaintiffs,* -against- DONALD M. BLINKEN, *et al.* *Defendants.*	No. S-91-66

AFFIDAVIT

James Walker, on oath, states as follows:

1. He is an attorney licensed to practice law within the state of Illinois and in certain federal courts, including the Central District of Illinois.

2. He is the attorney of record for those individuals who are Plaintiffs in the cases of *Handley* v. *Unarco Industries, Inc.*, No. 80 L 93, Circuit Court of McLean County, and *Betts* v. *Unarco Industries, Inc.*, No. 79 L 147, Circuit Court of McLean County.

3. Certain of the Plaintiffs in *Handley* and *Betts* obtained judgments against the Manville Personal Injury Settlement Trust as the result of a jury trial in the Circuit Court of McLean County in June, 1990. The judgments were entered on June 14, 1990.

4. Manville Personal Injury Settlement Trust appealed from the judgments entered in favor of certain Plaintiffs and against the Trust. The appeal presently pends in the Fourth District Appellate Court.

Manville Personal Injury Settlement Trust filed no security for the judgments with either the Circuit Court of McLean County or the Fourth District Appellate Court.

5. None of the Plaintiffs represented by James Walker, or the law firm of James Walker, Ltd., were ever parties to, filed any appearance in, or were served with any summons, at any time, in any proceeding before Judge Jack Weinstein, U.S. District Court judge for the Eastern District of New York.

6. None of the Plaintiffs in *Handley* and *Betts* were ever served with any summons in any class action case involving Manville Personal Injury Settlement Trust initiated in the Eastern District of New York.

7. None of the judgment holders in *Handley* and *Betts* received notice of any proceedings in New York between the filing of the class action complaint on November 19, 1990, and the issuance of an order allegedly enjoining them on November 23, 1990, in *Findley* v. *Blinken.*

8. Affiant has never been served with summons in the class action proceeding of *Findley* v. *Blinken,* at any time.

9. Affiant has never been served with any summons issued by the courts of New York in any case connected with the Manville Personal Injury Settlement Trust, Judge Jack Weinstein, or Magistrate Caden.

10. None of the affiant's clients have ever appeared in, or ever requested any relief in, *Findley* v. *Blinken.*

11. Affiant has never appeared on behalf of himself, or any individual, before Judge Weinstein or Magistrate Caden.

12. Affiant has never consented, or been requested to consent, to Magistrate Caden hearing any matter, issue, or dispute.

13. Affiant has never committed a tort within the state of New York, nor committed any act within the state of New York which constitutes the basis for a contempt proceeding, or submission to the jurisdiction of New York courts.

14. Affiant has never taken any action within the state of New York to collect any judgments on behalf of affiant's clients against Manville Personal Injury Settlement Trust.

FURTHER AFFIANT SAYETH NOT

/s/ JAMES WALKER

Subscribed and sworn to before me
this 15th day of November, 1991.
/s/ EVA J. CICCI

"Official Seal"
Eva J. Cicci
Notary Public, State of Illinois
My Commission Expires 2/2/94